

MARICOPA COUNTY BOARD OF HEALTH MEETING
Monday, February 22, 2010, 3:00 pm
Administration Building
301 W. Jefferson Street, 10th Floor
Phoenix, Arizona 85003
Board of Supervisors Conference Room

Ms. Adamic called the meeting to order with a quorum present.

ROLL CALL:

Members Present:

Audrey Adamic

Don Cassano

Zuhdi Jasser, M.D.*

Amanda Jemsek

Maricopa County Supervisor Kunasek, District 3*

Pam Wight

(* Denotes members arriving after Roll Call)

Members Excused:

Shannon Smith, RN*

Brian Spicker

Ex-Officio: Bob England, M.D.

CALL TO THE PUBLIC:

Mr. Cassano advised that if anyone from the public is present at the meeting today who would like an opportunity to speak, a Speaker Request Form is available and must be filled out prior to addressing the Board of Health. The Board of Health cannot take action on but only discuss questions from the public under the Call to the Public section.

ACTION/DISCUSSION ITEMS:

1. Approval of the November 23, 2009 BOH Minutes: -Mr. Cassano

Ms. Adamic motioned to approve the November 23, 2009 BOH minutes. Ms. Wight seconded the motion. The motion passed unanimously.

2. Approval of the Findings of Fact, Conclusions of Law and Order of H. Dale and Sandra DeValk case (Cause #273829) -Ms. Bristow

Mr. Cassano declared a conflict of interest with this action item and excused himself from the table.

Ms. Bristow shared that the board of health members voted to revoke the assessment at the September 28, 2009 meeting. We just need an order drafted for signature.

Supervisor Kunasek motioned to approve the findings of fact, conclusions of law and order of the H. Dale and Sandra DeValk case. Ms. Adamic seconded the motion. The motion passed unanimously.

Mr. Cassano rejoined the meeting.

3. Fee Waiver Applications -Ms. Taylor

Each organization requesting a fee waiver was voted on separately.

1. *First Evangelical Lutheran* – (operated by Robert Sanders, Lutheran Social Services of the Southwest) Ms. Adamic motioned to approve this fee waiver application. Mr. Wight seconded the motion. The motion passed with a unanimous vote to **approve** the fee waiver.

2. *Vineyard Church North Phoenix* – (operated by Mario Fernandez, Vineyard Christian Fellowship) Ms. Adamic made the motion to approve the fee waiver application. Mr. Steil seconded the motion. The motion passed with a unanimous vote to **approve** the fee waiver.
3. *Foothills Food Bank* – (operated by Pam DiPetro, Foothills Food Bank) Mr. Steil made the motion to approve the fee waiver application. Ms. Adamic seconded the motion. The motion passed unanimously to **approve** the fee waiver
4. *House of Refuge* – (operated by Paul E. Williams, House of Refuge, Inc.) Supervisor Kunasek made the motion to approve the fee waiver application. Ms. Adamic seconded the motion. The motion passed unanimously to **approve** the fee waiver.
5. *Chicano Por La Causa Early Head Start* – (operated by Arnolando S. Hernandez, Chicanos Por La Causa, Inc.) Supervisor Kunasek made the motion to approve the fee waiver application. Ms. Wight seconded the motion. The motion passed unanimously to **approve** the fee waiver.
6. *Boys & Girls Club* – (operated by Bridget McDonald, Boys and Girls Club of Metro Phoenix) Supervisor Kunasek made the motion to approve the fee waiver application. Ms. Wight seconded the motion. The motion passed to **approve** the fee waiver with a 5 to 1 vote.
7. *Boys & Girls Club* – (operated by Bridget McDonald, Boys and Girls Club of Metro Phoenix) Supervisor Kunasek made the motion to approve the fee waiver application. Ms. Wight seconded the motion. The motion passed to **approve** the fee waiver with a 5 to 1 vote.
8. *Boys & Girls Club* – (operated by Bridget McDonald, Boys and Girls Club of Metro Phoenix) Supervisor Kunasek made the motion to approve the fee waiver application. Ms. Wight seconded the motion. The motion passed to **approve** the fee waiver with a 5 to 1 vote.
9. *Boys & Girls Club* – (operated by Bridget McDonald, Boys and Girls Club of Metro Phoenix) Supervisor Kunasek made the motion to approve the fee waiver application. Ms. Wight seconded the motion. The motion passed to **approve** the fee waiver with a 5 to 1 vote
10. *Escalante Senior Center* – (operated by Beth Fiorenza, Tempe Community Action Agency) Supervisor Kunasek made the motion to approve the fee waiver application. Mr. Steil seconded the motion. The motion passed unanimously to **approve** the fee waiver.
11. *Word of Grace* – (operated by Dana Medena, Word of Grace Ministries, Inc.) Ms. Adamic made the motion to approve the fee waiver application. Mr. Steil seconded the motion. The motion passed unanimously to **approve** the fee waiver.

4. Nuisance Abatement Assessment Appeal Hearing

-Ms. Bristow

Maricopa County Health code Chapter I, Regulation 14. Cause # 09-0031279

Property Owner: Richard Merican

Ms. Bristow gave the statement on behalf of Environmental Services that Mr. Merican is appealing a lien assessment that the department had issued for abating a nuisance which was a green pool. The assessment was for \$461.50 and was issued on October 30, 2009.

Mr. Merican said he is not arguing whether or not the pool was green because he doesn't know. On page one of the notice of claiming the assessment, on the bottom it says that I was informed by the MSED that the order was left at the proper on August 21st, 2009 and that I had 48 hours to take action to remove any and all stagnant water where mosquitoes were. Mr. Merican said that house is a rental house and that he has never lived at that house. The order was left there and at the time the house was vacant. I never received an order that there was actually an issue with a green pool. I had a pool service going and they never received an order either. The order was left at the house and since the house was vacant no one really knew about it. If I or the management firm knew about it we would have had it taken care of. If I was notified properly I would have gotten it fixed. I don't see why I should have to take care of any fees associated with this if I was never properly notified.

The vector control group does mail and leave a door stop notice at the address listed. According to the paperwork it only shows the address where the letters and proper notice was sent. There is no additional address listed to mail any documentation.

Ms. Bristow asked to receive a few minutes to discuss the information with the director of environmental services. When she came back she mentioned that over the phone when speaking with Mr. Merican she was under the assumption that there were renters living in the property at the time. Mr. Merican said that he thought that there was someone renting but the management company had informed him that there wasn't.

Ms. Bristow said that this information does change their stance and that the department would like documentation that there was no one in the property at that time and that there was no one in the house at the time and in this case proper notification was not to leave information on the door. If it can be documented that there was no one living on the premise we will dismiss the case.

The board decided to table this item for 30 days until the next board meeting. Mr. Merican will have to show documentation to the board that there was no one living in the residence.

5. Nuisance Abatement Assessment Appeal Hearing

-Ms. Bristow

Maricopa County Health code Chapter I, Regulation 14. Cause # 09-0031287

Property Owner: Willie Mangum

Property owner was not present.

Ms. Wight motioned to uphold the notice and claim of assessment, and Supervisor Kunasek seconded the motion. The motion passed unanimously.

6. Fee Adjustment in TB and Adult Immunization

-Mr. Porter

Annually as we go through our different fee funds we analyze to see if the different activities we are doing if the fees are compensating for the expenses. The areas that we are looking at

are in the TB unit are the health cards. This is not a mandated activity that we have to do; however, we are the only ones preparing these. It is costing us around \$65 per person to provide this service. Currently we are charging \$25.00 so we are looking to increase these fees to the \$65 cost. So we can no longer compensate this fee with other activities. This has been submitted to the Board of Supervisors so this can go before the public and we can explain to them. We wanted to provide this information to the Board of Health so that you all were made aware?

Ms. Wight asked if public health was providing the test prior to issuing the card. Yes, we are providing the test at our clinic. We do the test and then we issue the card. We do about 2500 of these a year. About 5% of these come back without a positive reaction without further testing. Of the 5% (about 125) that come back requiring further testing this does require additional expenses but those have been pushed up into the full 2500 to cover this. In different industries, it is required to have TB cards present such as the health industry.

*** Dr. Jasser arrives*

DISCUSSION ITEMS

1. Public Health Report

-Dr. England

Dr. Bob England presented the following matters to the Board.

In your next meeting you will hear more about the budget that we had to deliver. Before you hear the details, I want to remind you of the bigger picture. Based on these figures that we submitted this time around, our overall budget amounts to about \$13 per person we serve meaning per resident of Maricopa County. The national average for larger jurisdictions is about \$55 per person. The state funding portion of this is a little over \$2 per person we serve compared to a national average of over \$13 per person. Of that \$2.28 about a dollar of this is first things first money. Our local money, the only money that doesn't come with strings attached, the national average is about \$15 per person served and we are sitting at a little over \$2 per person in Maricopa County. I just wanted you to always keep in the background the bigger picture and the consequences that come with this. Having said this, we are becoming more and more dependent on some funds such as First Things First and also stimulus dollars. We also have pending grant applications and the biggest and by far the most important is the stimulus grant that we should hear about for what we call Communities Putting Prevention to Work. It is only two years long but the only grant funding that I have seen focus on policy change. Whether we get that money or not, it is right in line with what we are trying to do to leverage the community in putting policies into place.

On the strategic planning front, I just want to remind you that while all this is going on, we continue to try to make sure we are focusing on those things that matter. Taking what resources we have and trying to get things done in a more comprehensive fashion.

On the disease update stand point... First of all, it wasn't that bad. We lost a minimum of 75 people that we can prove died that were in Maricopa County. But it was nowhere near as bad as it might have been. The coolest thing that may have come out of this is that our strategy may make a difference in seasonal flu. If patients are asking if they should still take the vaccine should we still give it to them? Dr. Bob responded saying yes. What this implies in the future is that we got through all the schools. One private provider along with Scottsdale and Mesa we got through 752 public schools, 300 charter and private schools and it blows my mind on how we did it and now we have a model of how to do it and now we know that it can be done.

You probably heard about RSV being here. If you look at it compared to other years, it's typical and we have had worst years.

Sarah Santana has retired.

Adjournment

Ms. Adamic motioned to adjourn the meeting. Mr. Steil seconded the motion. The motion passed unanimously.